

EXECUTIVE SUMMARY FY 2010 SUPPLEMENTAL APPROPRIATIONS ACT

SENATE FILE 2151

FUNDING SUMMARY

- This Act makes General Fund supplemental appropriations resulting in no net change to the Department of Human Services (DHS). The Act also makes other fund supplemental appropriations of \$12.7 million for FY 2010.
- Senate File 2151 makes numerous changes to utilize FY 2010 General Fund dollars as a match to draw additional federal dollars with funds from the Federal Recovery and Reinvestment Fund (FRRF) which cannot be matched to draw additional federal dollars. The net change in the General Fund and the FRRF is zero. This change is required to make sure the State complies with all federal requirements of ARRA.
- Other fund supplemental appropriations totaling \$12.7 million for FY 2010 include:
 - \$10.2 million from the Emergency Temporary Assistance for Needy Families (TANF) dollars to the Family Investment Program (FIP).
 - \$2.5 million from the IowaCare Account to Broadlawns Medical Center.
- This Act transfers \$1.8 million from the Mental Health Risk Pool to the Mental Health State Cases Program for FY 2010.
- This Act was approved by the General Assembly on February 24, 2010, and signed by the Governor on March 3, 2010.

ENACTMENT DATE

Senate File 2151

Senate File 2151 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
1	1	1	Amends	Sec. 84, Chapter 182, 2009 Iowa Acts	Medical Assistance, hawk-i, hawk-i Expansion appropriations
1	23	2	Amends	Sections 5A.1, Chapter 182, 2009 Iowa Acts	Emergency TANF Appropriation
1	33	2	Amends	Sections 5A.2, Chapter 182, 2009 Iowa Acts	Emergency TANF Appropriation
2	10	2	Amends	Sections 5A.3, Chapter 182, 2009 Iowa Acts	Emergency TANF Appropriation
2	14	3	Amends	Sec. 9, Chapter 182, 2009 Iowa Acts	Medical Assistance Appropriation
2	32	4	Amends	Sec. 9.11, Chapter 182, 2009 Iowa Acts	MHI Medicaid Allocation
3	8	5	Amends	Sec. 9, Chapter 182, 2009 Iowa Acts	Nursing Facility Rebasing
3	14	6	Amends	Sec. 16.1(2), Chapter 182, 2009 Iowa Acts	Child and Family Services Appropriation
3	26	7	Amends	Sec. 16.7, Chapter 182, 2009 Iowa Acts	Shelter Care Allocation
3	35	8	Amends	Sec. 24.1(2), Chapter 182, 2009 Iowa Acts	State Cases Appropriation
4	10	9	Amends	Sec. 27(2), Chapter 182, 2009 Iowa Acts	Field Operations Appropriation
4	25	10	Amends	Sec. 48, Chapter 182, 2009 Iowa Acts	Broadlawns IowaCare Appropriation
5	1	11	Amends	Sec. 61.8(a), Chapter 183, 2009 Iowa Acts	FRRF Medicaid Appropriation
5	12	11	Amends	Sec. 61.8(b), Chapter 183, 2009 Iowa Acts	FRRF Medicaid, hawk-i, and hawk-i Expansion Appropriation
5	24	11	Amends	Sec. 61.8(d), Chapter 183, 2009 Iowa Acts	FRRF Property Tax Relief Fund Appropriation

Page #	Line #	Bill Section	Action	Code Section	Description
6	2	11	Amends	Sec. 61.8(g), Chapter 183, 2009 Iowa Acts	FRRF Field Operations Appropriation
6	18	11	Amends	Sec. 61.8(h), Chapter 183, 2009 Iowa Acts	FRRF Child and Family Services Appropriation
6	23	11	Amends	Sec. 61.8(i), Chapter 183, 2009 Iowa Acts	FRRF State Cases Appropriation

1 1 Section 1. 2008 Iowa Acts, chapter 1188, section 16, as
 1 2 amended by 2009 Iowa Acts, chapter 182, section 84, is amended
 1 3 to read as follows:
 1 4 SEC. 16. MEDICAL ASSISTANCE, HAWK=I, AND HAWK=I EXPANSION
 1 5 PROGRAMS == COVERING CHILDREN == APPROPRIATION. There
 1 6 is appropriated from the general fund of the state to the
 1 7 department of human services for the designated fiscal years,
 1 8 the following amounts, or so much thereof as is necessary, for
 1 9 the purpose designated:
 1 10 To cover children as provided in this Act under the medical
 1 11 assistance, hawk=i, and hawk=i expansion programs and outreach
 1 12 under the current structure of the programs:
 1 13 FY 2008=2009 \$ 4,800,000
 1 14 FY 2009=2010 \$ ~~4,207,001~~
 1 15 10,049,532
 1 16 FY 2010=2011 \$ 24,800,000
 1 17 The amendment to the amount of the appropriation made in this
 1 18 section for FY 2009=2010 incorporates the amount of the uniform
 1 19 reduction made pursuant to executive order number 19 issued
 1 20 October 8, 2009. Of the funds appropriated for FY 2009=2010,
 1 21 not more than \$510,249 shall be used for the supplemental
 1 22 dental services under the hawk=i program.

CODE: Increases the General Fund appropriation for the Medicaid, hawk-i, and hawk-i Expansion Programs by \$6,263,231 compared to the estimated FY 2010 appropriation. There is a corresponding decrease to the Medicaid, hawk-i, and hawk-i Expansion Programs from the Federal Reinvestment and Recovery Fund (FRRF) in this Act. This change also maintains the allocation of \$510,249 for supplemental dental services.

1 23 Sec. 2. 2009 Iowa Acts, chapter 182, is amended by adding
 1 24 the following new section:
 1 25 NEW SECTION . SEC. 5A. EMERGENCY CONTINGENCY FUND FOR
 1 26 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES.
 1 27 1. There is appropriated from the federal recovery and
 1 28 reinvestment fund created in section 8.41A to the department
 1 29 of human services for the fiscal year beginning July 1, 2009,
 1 30 and ending June 30, 2010, an amount sufficient to fully fund
 1 31 the family investment program under chapter 239B for the fiscal
 1 32 year.

CODE: Appropriates sufficient funding in FY 2010 from the FRRF to the Department of Human Services (DHS) to fully fund the Family Investment Program (FIP). It is estimated that the DHS will need approximately \$10.2 million in Emergency TANF Funds to fund the Program.

1 33 2. The appropriation made in this section is from federal
 1 34 funding available from the emergency contingency fund

CODE: Specifies that the appropriation in this Section is from federal emergency contingency funds for the Temporary Assistance for

1 35 for temporary assistance for needy families state program
 2 1 established pursuant to the federal American Recovery and
 2 2 Reinvestment Act of 2009, Pub. L. No. 111=5, 2101. The
 2 3 funding shall be expended only after the funding appropriated
 2 4 for the family investment program in section 5 of this Act
 2 5 has been exhausted. The appropriation shall be expended in
 2 6 accordance with the federal law making the funding available
 2 7 and chapter 239B, notwithstanding section 8.41, 2009 Iowa
 2 8 Acts, chapter 183, section 58, or any other provision to the
 2 9 contrary.

Needy Families (TANF) Program. The TANF funding may only be expended after all other appropriated funding has been exhausted.

2 10 3. The department shall report quarterly to the legislative
 2 11 services agency and the department of management concerning the
 2 12 expenditure of the funding appropriated in this section during
 2 13 the previous quarter.

CODE: Requires the Department to submit quarterly reports to the Legislative Services Agency and the Department of Management regarding expenditures in this Section.

2 14 Sec. 3. 2009 Iowa Acts, chapter 182, section 9, unnumbered
 2 15 paragraph 2, as amended by 2009 Iowa Acts, chapter 179, section
 2 16 84, is amended to read as follows:

2 17 For medical assistance reimbursement and associated costs
 2 18 as specifically provided in the reimbursement methodologies
 2 19 in effect on June 30, 2009, except as otherwise expressly
 2 20 authorized by law, including reimbursement for abortion
 2 21 services which shall be available under the medical assistance
 2 22 program only for those abortions which are medically necessary:
 2 23 \$ ~~681,949,840~~
 2 24 590,459,096

CODE: Decreases the General Fund appropriation to the Medicaid Program by \$19,637,038 compared to the estimated FY 2010 appropriation. There is a corresponding increase to the Medicaid appropriation from the FRRF in this Act.

2 25 The amendment to the amount of the appropriation made in this
 2 26 section incorporates the amounts of the uniform reduction made
 2 27 pursuant to executive order number 19 issued October 8, 2009,
 2 28 and the transfers made to and from this appropriation pursuant
 2 29 to the authority in section 8.39 and addressed in the notice of
 2 30 appropriation transfer from the department of management dated
 2 31 December 11, 2009.

2 32 Sec. 4. 2009 Iowa Acts, chapter 182, section 9, subsection

CODE: Requires the funds appropriated to the Medicaid Program

2 33 11, is amended to read as follows:
 2 34 11. Of the funds appropriated to the medical assistance
 2 35 program in this section 2009 Iowa Acts, chapter 183, section
 3 1 61, subsection 8, paragraph "a", the following amounts shall be
 3 2 transferred to appropriations made in this division of this Act
 3 3 to the state mental health institutes:
 3 4 a. Cherokee mental health institute \$ 9,098,425
 3 5 b. Clarinda mental health institute \$ 1,977,305
 3 6 c. Independence mental health institute \$ 9,045,894
 3 7 d. Mount Pleasant mental health institute \$ 5,752,587

from the FRRF to be transferred to the four Mental Health Institutes (MHIs) in the amounts specified.

3 8 Sec. 5. 2009 Iowa Acts, chapter 182, section 9, is amended
 3 9 by adding the following new subsection:
 3 10 NEW SUBSECTION . 23. Of the funds appropriated in this
 3 11 section, \$6,000,000 is allocated for rebasing of nursing
 3 12 facility reimbursement and \$237,173 for interpreter services
 3 13 associated with 2009 Iowa Acts, chapter 118, section 29.

CODE: Allocates \$6,000,000 to rebase nursing facilities and \$237,173 for Interpreter Services under the Medicaid Program. These Programs previously received allocations from the FRRF appropriation to Medicaid, but have been eliminated in this Act.

3 14 Sec. 6. 2009 Iowa Acts, chapter 182, section 16, subsection
 3 15 1, unnumbered paragraph 2, is amended to read as follows:
 3 16 For child and family services:
 3 17 \$ ~~90,591,451~~
 3 18 84,032,306
 3 19 The amendment to the amount of the appropriation made in
 3 20 this section incorporates the amounts of the uniform reduction
 3 21 made pursuant to executive order number 19 issued October 8,
 3 22 2009, and the transfer made to this appropriation pursuant to
 3 23 the authority in section 8.39 and addressed in the notice of
 3 24 appropriation transfer from the department of management dated
 3 25 December 11, 2009.

CODE: Increases the General Fund appropriation for Child and Family Services by \$2,500,000 compared to the estimated FY 2010 appropriation. There is a corresponding decrease to the Child and Family Services appropriation from the FRRF in this Act.

3 26 Sec. 7. 2009 Iowa Acts, chapter 182, section 16, subsection
 3 27 7, is amended to read as follows:
 3 28 7. Notwithstanding section 234.35 or any other provision of
 3 29 law to the contrary, state funding for shelter care shall be

CODE: Increases the General Fund allocation to Shelter Care by \$500,000 compared to the estimated FY 2010 allocation. There is a corresponding decrease from the FRRF in this Act.

3 30 limited to ~~\$7,686,460~~ \$8,186,460 . The department may continue
 3 31 or amend shelter care provider contracts to include the child
 3 32 welfare emergency services for children who might otherwise be
 3 33 served in shelter care that were implemented pursuant to 2008
 3 34 Iowa Acts, chapter 1187, section 16, subsection 7.

3 35 Sec. 8. 2009 Iowa Acts, chapter 182, section 24, subsection
 4 1 1, unnumbered paragraph 2, is amended to read as follows:
 4 2 For distribution to counties for state case services
 4 3 for persons with mental illness, mental retardation, and
 4 4 developmental disabilities in accordance with section 331.440:
 4 5 \$ ~~11,446,288~~
 4 6 10,008,418
 4 7 The amendment to the amount of the appropriation made in this
 4 8 section incorporates the amount of the uniform reduction made
 4 9 pursuant to executive order number 19 issued October 8, 2009.

CODE: Decreases the General Fund appropriation to the State Cases Program by \$286,789 compared to the estimated FY 2010 appropriation. There is a corresponding increase to the State Cases appropriation from the FRRF in this Act.

4 10 Sec. 9. 2009 Iowa Acts, chapter 182, section 27, unnumbered
 4 11 paragraph 2, is amended to read as follows:
 4 12 For field operations, including salaries, support,
 4 13 maintenance, and miscellaneous purposes, and for not more than
 4 14 the following full-time equivalent positions:
 4 15 \$ ~~63,032,831~~
 4 16 57,410,144
 4 17 FTEs 2,000.13
 4 18 The amendment to the amount of the appropriation made in
 4 19 this section incorporates the amounts of the uniform reduction
 4 20 made pursuant to executive order number 19 issued October 8,
 4 21 2009, and the transfer made from this appropriation pursuant to
 4 22 the authority in section 8.39 and addressed in the notice of
 4 23 appropriation transfer from the department of management dated
 4 24 December 23, 2009.

CODE: Increases the General Fund appropriation for Field Operations by \$680,596 compared to the estimated FY 2010 appropriation. There is a corresponding decrease to the Field Operations appropriation from the FRRF in this Act.

4 25 Sec. 10. 2009 Iowa Acts, chapter 182, section 48, is amended
 4 26 by adding the following new subsection:

CODE: Appropriates \$2,500,000 from the IowaCare Account to Broadlawns Medical Center. This appropriation is to offset lower than anticipated Medicaid Disproportionate Share (DSH) dollars.

4 27 NEW SUBSECTION . 4. There is appropriated from the IowaCare
 4 28 account created in section 249J.24 to the department of human
 4 29 services for the fiscal year beginning July 1, 2009, and
 4 30 ending
 4 31 June 30, 2010, the following amount, or so much thereof as is
 4 32 necessary, to be used for the purposes designated:
 4 33 For distribution to a publicly owned acute care teaching
 4 34 hospital located in a county with a population over 350,000:
 4 35 \$ 2,500,000

5 1 Sec. 11. 2009 Iowa Acts, chapter 183, section 61, subsection
 5 2 8, is amended to read as follows:
 5 3 8. From funding designated for government stabilization,
 5 4 for the department of human services:
 5 5 a. For the medical assistance program:
 5 6 \$ ~~6,237,173~~
 5 7 25,874,211
 5 8 ~~Of the funds appropriated in this lettered paragraph,~~
 5 9 ~~\$6,000,000 is allocated for rebasing of nursing facility~~
 5 10 ~~reimbursement and \$237,173 for interpreter services associated~~
 5 11 ~~with 2009 Iowa Acts, Senate File 389, if enacted.~~

5 12 b. For coverage of children under the medical assistance
 5 13 and hawk=i programs and for additional coverage provisions for
 5 14 children under 2009 Iowa Acts, Senate File 389, if enacted:
 5 15 \$ ~~6,263,231~~
 5 16 0
 5 17 ~~Of the funds appropriated in this lettered paragraph,~~
 5 18 ~~\$510,249 is allocated for supplemental dental services under~~
 5 19 ~~the hawk=i program.~~

5 20 c. For transfer to the department of public health to be
 5 21 used for 0.25 full-time equivalent position and other costs
 5 22 associated with the volunteer health care provider program:
 5 23 \$ 20,000

CODE: Increases the Medicaid appropriation from the FRRF by \$19,637,038 compared to the estimated FY 2010 appropriation. These funds are to be used for the Medicaid allocation to the MHIs. There is a corresponding decrease to the General Fund appropriation in this Act.

CODE: Eliminates the FRRF appropriation to the Medicaid, hawk-i, and hawk-i Expansion Programs and the allocation for supplemental dental services. There is a corresponding increase to the General Fund Medicaid, hawk-i, and hawk-i Expansion appropriations and the supplemental dental allocation in this Act.

CODE: Restates current law.

5 24 d. For the property tax relief fund in lieu of an equal
 5 25 amount of the appropriation made from the general fund of the
 5 26 state in section 426B.1, subsection 2:
 5 27 \$ 10,480,000
 5 28 0
 5 29 Notwithstanding section 426B.1, subsection 2, for the fiscal
 5 30 year beginning July 1, 2009, the amount of the appropriation
 5 31 made from the general fund of the state in section 426B.1,
 5 32 subsection 2, shall be reduced by ~~\$2,964,543~~ \$3,328,089 and the
 5 33 appropriation made from the property tax relief fund and for
 5 34 the fiscal year to supplement the medical assistance program
 5 35 in section 426B.1, subsection 3, shall be reduced by the same
 6 1 amount.

CODE: Eliminates the FRRF appropriation to the Property Tax Relief Fund. The language makes a corresponding change to the General Fund appropriation to the Property Tax Relief Fund.

6 2 e. For the risk pool created in the property tax relief fund
 6 3 in accordance with section 426B.5:
 6 4 \$ 10,000,000
 6 5 f. For a demonstration project providing health care
 6 6 coverage premium assistance for direct care workers to
 6 7 implement recommendations developed pursuant to 2008 Iowa Acts,
 6 8 chapter 1188, section 72:
 6 9 \$ 400,000
 6 10 g. For the department's field operations, if 2009 Iowa Acts,
 6 11 ~~Senate File 389, chapter 118,~~ is enacted:
 6 12 ~~\$ 680,596~~
 6 13 0
 6 14 The funds appropriated in this lettered paragraph shall be
 6 15 used for 17.00 additional full-time equivalent positions for
 6 16 implementation costs associated with 2009 Iowa Acts, ~~Senate~~
 6 17 ~~File 389, if enacted~~ chapter 118 .

CODE: Eliminates the FRRF appropriation to Field Operations. There is a corresponding increase to the General Fund Field Operations appropriation in this Act.

6 18 h. For child and family services:
 6 19 \$ 2,500,000
 6 20 0
 6 21 ~~Of the amount appropriated in this lettered paragraph,~~
 6 22 ~~\$500,000 shall be used for additional funding of shelter care.~~

CODE: Eliminates the FRRF appropriation to Child and Family Services and the allocation for Shelter Care. There is a corresponding increase to the General Fund Child and Family Services appropriation and Shelter Care allocation in this Act.

6 23 i. For distribution to counties for state case services
6 24 for persons with mental illness, mental retardation, and
6 25 developmental disabilities in accordance with section 331.440,
6 26 to supplement the amount appropriated in 2009 Iowa Acts,
6 27 chapter 182, section 24:
6 28 \$ 286,789

CODE: Appropriates \$286,789 to the State Cases Program from the FRRF for FY 2010. This is a new appropriation. There is a corresponding decrease to the General Fund State Cases appropriation in this Act.

6 29 Sec. 12. RISK POOL == STATE CASE SERVICES. For the fiscal
6 30 year beginning July 1, 2009, the moneys available in the risk
6 31 pool created in section 426B.5 that remain unencumbered or
6 32 unobligated on or after the effective date of this division
6 33 of this Act and are attributed to appropriations made for the
6 34 fiscal year beginning July 1, 2009, or a previous fiscal year
6 35 shall be transferred to the appropriation made in 2009 Iowa
7 1 Acts, chapter 182, section 24, to be used by the department
7 2 of human services for distribution to counties for state case
7 3 services for persons with mental illness, mental retardation,
7 4 and developmental disabilities for the fiscal year beginning
7 5 July 1, 2009, and ending June 30, 2010.

Transfers any unobligated funds from the Mental Health Risk Pool to the State Cases Program in the Department of Human Services in FY 2010. It is estimated that there will be \$1,831,098 available for transfer.

7 6 Sec. 13. EFFECTIVE UPON ENACTMENT. This Act, being deemed
7 7 of immediate importance, takes effect upon enactment.

This Act is effective on enactment.